IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2173 OF 2005
IN
APPEAL (LODGING) NO.665 OF 2005
IN
NOTICE OF MOTION NO.2801 OF 2004
IN
SUIT NO.2648 OF 1995

Alok Ajit Pal and another Appellants

versus

Suparna Tapan Das Respondent

Mr.Anand Grover i/by Prakash Mahadik for appellants.

None for respondent.

CORAM : DR.S.RADHAKRISHNAN AND
S.C.DHARMADHIKARI, JJ.

DATE : 19th August 2005

PC :

1. Heard learned counsel for appellants. None for respondent though served. Learned counsel for appellants undertakes to file affidavit of service within two weeks.

2. Notice of Motion seeks condonation of delay of 166 days in filing the appeal. Sufficient cause is shown for condoning the delay. There is

no case of inaction, negligence or want of bona fides. Hence Notice of Motion is made absolute in terms of prayer clause (a).

(DR.S.RADHAKRISHNAN, J.)

(S.C.DHARMADHIKARI, J.)